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Frederick S. Wechsler, Ph.D., Psy.D., ABPP



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Staff

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Lynanne Chapman Deputy Director

Heather Broaddus Licensing Coordinator

Krishna Poe Administrative Assistant

REGULAR SESSION MINUTES

December 9, 2016, 7:45 a.m. 1400 W. Washington, Suite 280 Phoenix, AZ 85007

1. CALL TO ORDER

The regular session of the Arizona State Board of Psychologist Examiners was called to order by Chairman Wechsler at 7:46 a.m. on December 9, 2016.

2. ROLL CALL

Board Members Present

Frederick S. Wechsler, Ph.D., Psy.D., ABPP – Chair Tamara Shreeve, MPA – Vice-Chair Paul Beljan, Psy.D., ABPdN, ABN, Secretary (joined at 7:50 a.m.) Bob Bohanske, Ph.D., FNAP Janice K. Brundage, Ph.D. Lynn L. Flowers, Ph.D. Ramona N. Mellott, Ph.D. Rob Robichaud, M.A. CJ, SHRM-CP, PHR (left at 8:55 a.m.)

Board Members Absent

Joseph C. Donaldson

Staff Present

Dr. Cindy Olvey, Executive Director Lynanne Chapman, Deputy Director Heather Broaddus, Licensing Coordinator Krishna Poe, Administrative Assistant

Attorney General's Office

Jeanne Galvin, Esq.

3. REMARKS/ANNOUNCEMENTS

Dr. Wechsler expressed his gratitude to the Board and thanked Board members for all of their hard work.

4. CALL TO THE PUBLIC

There were no requests to speak.

5. CONSENT AGENDA – DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION

Drs. Beljan and Bohanske abstained from reviewing the August 12, 2016, regular session minutes. Dr. Brundage abstained from reviewing the September 9, 2016, regular session minutes. Mr. Robichaud abstained from reviewing the October 7, 2016, regular session minutes. Dr. Wechsler and Mr. Robichaud abstained from reviewing the October 7, 2016, executive session minutes. Dr. Mellott abstained from reviewing the November 4, 2016, regular session minutes. Ms. Shreeve made a motion, seconded by Dr. Flowers, to approve the items on the Consent Agenda. The motion carried 8-0.

a. APPROVAL OF MINUTES

- August 12, 2016, Regular Session (Drs. Beljan and Bohanske abstained)
- September 9, 2016 Regular Session (Dr. Brundage abstained)
- October 7, 2016, Regular Session (Mr. Robichaud abstained)
- October 7, 2016, Executive Session (9:07 a.m. 9:20 a.m.) (Dr. Wechsler and Mr. Robichaud abstained)
- November 4, 2016, Regular Session (Dr. Mellott abstained)

b. DISCUSSION/DECISION REGARDING PSYCHOLOGY APPLICATIONS

i. REQUESTING APPROVAL TO SIT FOR EPPP AND LICENSURE

- Christina Kreig, Ph.D.
- David Hardley, Psy.D.
- Ernesto Reza, Psy.D.
- Ester Stevens, Psy.D.
- Jessica Younger, Psy.D.
- Kristin Schwartz, Psy.D.
- Laurie Cessna-Fisher, Psy.D.
- Robert Beridah, Ph.D.
- Sarah Pulaski, Psy.D.
- Sonya Willis, Psy.D.

ii. REOUESTING APPROVAL OF LICENSURE BY WAIVER

- Jina Yoon, Ph.D.
- Spencer Beck, Psy.D.
- Tod Roy, Ph.D.

iii. REQUESTING APPROVAL OF LICENSURE BY CREDENTIAL

- Mark Hovee, Psy.D.
- Rebecca Loftis, Psy.D.

iv. REQUESTING APPROVAL OF SUPERVISED PROFESSIONAL EXPERIENCE HOURS AND LICENSURE

- Angela Barteau, Ph.D.
- Panagiotis Panagakis, Psy.D.

c. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION REGARDING RECOMMENDATION TO THE BOARD PERTAINING TO APPROVAL OF TEMPORARY LICENSE APPLICANTS AND APPROVAL OF POSTDOCTORAL WRITTEN TRAINING PLAN

Jessica Sneed, Ph.D.

d. DISCUSSION/DECISION REGARDING BEHAVIOR ANALYST APPLICATIONS

- Amber Reckner, M.Ed.
- Destini Kulik, M.A.
- Kandra Wiseman, M.A.
- Karen Peterson, M.A.
- Luis Morales, M.Ed.
- Megan Tolway, M.Ed.
- Tera Deal, M.Ed.
- e. DISCUSSION/DECISION REGARDING REQUEST FOR EXTENSION OF TIME TO SIT FOR THE EPPP FROM STEPHANIE REYNOLDS, PSY.D.
- f. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING REQUEST TO TAKE THE EPPP SUBMITTED BY STACY LAMORGESE, PSY.D.
- g. DISCUSSION/DECISION REGARDING REQUEST FOR EXTENSION OF TIME TO SIT FOR THE EPPP FROM STEVEN BENNETT, PSY.D.

6. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING AN UPDATE ON THE BEHAVIOR ANALYST BILLING CODES WORKGROUP

Dr. Wechsler provided a summary stating that on October 31, 2016, the Behavior Analyst Billing Code Workgroup met. Subsequent to the Workgroup meeting, AHCCCS drafted a policy that will allow behavior analysts to use billing codes that will be designated as applicable to behavior analysts. The draft policy is before the Board for review. Dr. Wechsler stated that the draft policy has to go through levels of review at AHCCCS and, if there are substantive changes to the policy it will be provided to the Board for review. Dr. Bohanske elaborated that the policy states that behavior analysts can provide services within their scope of practice. After deliberation, Dr. Wechsler made a motion, seconded by Mr. Robichaud, to approve the draft policy and, in the event that AHCCCS makes substantive changes to the draft policy, it will come back to the Board for review and approval. The motion carried 8-0.

7. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION RELATING TO NICOLE HUGGINS AND WHETHER TO OPEN A COMPLAINT

Dr. Beljan recused from reviewing this agenda item. Ms. Chapman provided a summary to the Board stating that Dr. Huggins self-reported a DUI charge within the mandatory reporting time-frame. On September 24, 2016, Dr. Huggins entered into a plea agreement which included-a number of terms. On October 7, 2016, the Board reviewed this matter and at the request of Dr. Huggins' legal counsel, Faren Akins, the Board tabled it to a future meeting to allow Mr. Akins to obtain additional information/documentation. Dr. Huggins and her legal counsel, Faren Akins, were present and requested to speak. Dr. Huggins stated that she is in compliance with all of the Court's stipulations and is taking the matter very seriously. The Board deliberated and determined that Dr. Huggins self-reported within the mandatory reporting time-frame and noted that she is in compliance with the Court. After deliberation, Dr. Mellott made a motion, seconded by Dr. Wechsler, to take no action in this matter. The motion carried 7-0-1 with Dr. Beljan recused.

8. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING DETERMINATION OF JURISDICTION IN RFI 16-35 RECEIVED AGAINST ALYSHA TEED, PH.D.

Ms. Chapman provided a summary stating that the Board office received a complaint against Dr. Teed. Dr. Teed is an Arizona licensed psychologist and works at the Veterans Administration Medical Center (VA). The Board office received a complaint regarding an Independent Medical Examination Dr. Teed performed within the scope of her work at the VA. The Board office notified Dr. Teed of the complaint. Subsequently, the Board office received a letter from the Department of Veterans Affairs Chief Counsel, Mark Romaneski, claiming that the Board lacks subject matter jurisdiction due to the fact that Dr. Teed is a VA Compensation and Pension Examiner where she does not enter into patientprovider relationships and where she had no role in some of the matters alleged in the complaint. In addition, there is a federal appeals process for individuals dissatisfied with the VA claims determination process. Mr. Romaneski was present telephonically and stated that the complainant should be required to go through the VA appeals process. Board members deliberated and asked Ms. Galvin if an individual is required to first go through the VA appeals process before submitting a complaint to the Board. Ms. Galvin clarified that the Board does not have jurisdiction over VA processes or disability ratings but the Board does have jurisdiction over the psychologist's conduct. Board members deliberated and determined that the complaint pertains to the psychologist's conduct in this matter. After deliberation, Dr. Wechsler made a motion, seconded by Dr. Flowers to accept subject matter jurisdiction and-confirm jurisdiction in the complaint. The motion carried 8-0.

9. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING APPLICATION FOR TEMPORARY LICENSURE, REQUEST FOR APPROVAL OF POSTDOCTORAL WRITTEN TRAINING PLAN AND TO SIT FOR THE EPPP SUBMITTED BY RIELLY BOYD, PH.D. AND POSSIBLE DENIAL OF THE SAME

Drs. Bohanske and Mellott recused from reviewing this item. Board members proceeded with a substantive review of Dr. Boyd's application. Upon review, the Board noted that Dr. Boyd has met her degree requirements but her degree has not been conferred otherwise the materials submitted were complete and fulfilled the requirements of statutes and rules. After deliberation, Dr. Flowers made a motion, seconded by Dr. Wechsler, to approve Dr. Boyd's application for licensure as a temporary psychologist upon receipt of payment of the prorated license fee and receipt of her official transcript reflecting that her degree has been conferred and to approve her to sit for the EPPP upon receipt of her official transcript reflecting that her degree has been conferred. The motion carried 6-0-2 with Drs. Bohanske and Mellott recused.

10. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING APPLICATION FOR TEMPORARY LICENSURE, REQUEST FOR APPROVAL OF POSTDOCTORAL WRITTEN TRAINING PLAN AND TO SIT FOR THE EPPP SUBMITTED BY FRANCIA DAY, PSY.D. AND POSSIBLE DENIAL OF THE SAME

Dr. Bohanske recused from reviewing this item. Board members proceeded with a substantive review of Dr. Day's application. Upon review, the Board noted that the materials submitted were complete and fulfilled the requirements of statutes and rules. After deliberation Dr. Mellott made a motion, seconded by Dr. Beljan to approve Dr. Day's application for licensure as a temporary psychologist upon receipt of payment of the prorated license fee and to approve her to sit for the EPPP. The motion carried 7-0-1 with Dr. Bohanske recused.

11. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING APPLICATION FOR TEMPORARY LICENSURE, REQUEST FOR APPROVAL OF POSTDOCTORAL WRITTEN TRAINING PLAN AND TO SIT FOR THE EPPP SUBMITTED BY PARISA SHOJA, PSY.D. AND POSSIBLE DENIAL OF THE SAME

Dr. Bohanske recused from reviewing this item. Board members proceeded with a substantive review of Dr. Shoja's application. Upon review, the Board noted that the materials submitted were complete and fulfilled the requirements of statutes and rules. After deliberation, Dr. Mellott made a motion, seconded by Mr. Robichaud, to approve Dr. Shoja's application for licensure as a temporary psychologist upon receipt of payment of the prorated license fee and to approve her to sit for the EPPP. The motion carried 7-0-1 with Dr. Bohanske recused.

12. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING APPLICATION FOR LICENSURE AS A PSYCHOLOGIST SUBMITTED BY YOLANDA HOBBS, PH.D. AND POSSIBLE DENIAL OF THE SAME

Board members proceeded with a substantive review of Dr. Hobbs' application. Upon review, the Board noted that her educational institution, the Professional School of Psychological Studies, was not regionally accredited at the time of her graduation. After deliberation the Board determined that Dr. Hobbs' is not eligible for licensure as a psychologist in Arizona pursuant to A.R.S. §32-2071(A)(1). Dr. Hobbs' was present telephonically and made a statement to the Board. After deliberation, Mr. Robichaud made a motion, seconded by Dr. Brundage, to allow Dr. Hobbs' to withdraw her application within seven days. If Dr. Hobbs does not withdraw her application within seven days it will be denied. The motion carried 8-0 on a roll call vote.

Mr. Robichaud left the meeting at 8:55 a.m.

13. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING APPLICATION FOR LICENSURE AS A BEHAVIOR ANALYST SUBMITTED BY STEPHANIE SHAFFER, M.S. AND POSSIBLE DENIAL OF THE SAME

Board members proceeded with a substantive review of Ms. Shaffer's application and subsequent submission. Upon review, the Board noted that her supervisor resided in another state during supervision. Upon review of her supervision documentation and explanation of her supervision the Board determined that the materials submitted were complete and fulfilled the requirements of statutes and rules. Dr. Bohanske made a motion, seconded by Dr. Flowers, to approve Ms. Shaffer's application for licensure as a behavior analyst upon payment of the prorated license fee. The motion carried 7-0.

14. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING PREINTERNSHIP EXPERIENCE AS IT PERTAINS TO DIRECT PATIENT/CLIENT CONTACT

Dr. Mellott provided a summary stating that there are applicants who have more than one preinternship experience. She elaborated stating that an applicant may only need 1,000 additional hours to apply toward licensure and the applicant will submit all of the preinternship experience which exceeds 1,000 hours. The applicant's direct patient/client contact in each experience may not meet the 25% requirement but when considering the overall total of each experience in direct patient/client contact it may exceed the 25% requirement. Board members deliberated stating that direct patient/client contact does not have to be contemporaneous. After deliberation, Dr. Wechsler made a motion, seconded by Dr. Bohanske, to consider the total amount of direct patient/client contact for all preinternship

experiences in conjunction with how many preinternship hours they are applying for licensure. The Board directed Board staff to draft a substantive policy and to bring it to the Board for review. The motion carried 7-0.

15. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING APPLICATION FOR LICENSURE AS A PSYCHOLOGIST SUBMITTED BY JOSEPHINE SHAAR AND POSSIBLE DENIAL OF THE SAME

Board members proceeded with a substantive review of Dr. Shaar's application. Upon review, the Board noted that the materials submitted were complete and fulfilled the requirements of statutes and rules. After deliberation, Dr. Mellott made a motion, seconded by Dr. Bohanske, to approve Dr. Shaar's application to sit for the EPPP and licensure upon receipt of payment of the prorated license fee. The motion carried 7-0.

16. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING CORRESPONDENCE FROM DEBRA GOLDFINE, PH.D. REQUESTING A 30-DAY EXTENSION TO COMPLETE A PHYSICAL EXAMINATION REQUIRED BY THE BOARD

Ms. Broaddus provided a summary stating that Dr. Goldfine is an applicant for licensure as a psychologist. Dr. Goldfine entered into an Interim Consent Agreement and Order for Fitness for Duty Examinations effective September 14, 2016. On September 20, 2016, the Board office received correspondence from Dr. Goldfine requesting a 30-day extension of time to complete the Fitness for Duty examinations. Pursuant to the Interim Consent Agreement and Order for Fitness for Duty Examinations, Board staff granted the one-time 30-day extension. On December 7, 2016, the Board office received email correspondence from Dr. Goldfine requesting a second extension of time to complete the physical examination. Dr. Goldfine stated that her primary care physician declined to send a report to the Board. Additionally, Dr. Goldfine stated that she is scheduled to see her neurologist on December 12, 2016, and she will request that he submit a report to the Board. After deliberation and review of the Order, the Board determined that Dr. Goldfine has approximately a month to complete the physical examination and that an extension is not necessary at this time. Additionally, the Board directed Board staff to send correspondence to Dr. Goldfine's primary care physician to provide clarification of the Board's request that Dr. Goldfine undergo a physical examination from a primary care physician and not a neurologist.

17. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION RELATING TO WHETHER A COMPLAINT DIFFERS FROM A REQUEST FOR INVESTIGATION

At 9:38 a.m., Dr. Wechsler made a motion, seconded by Dr. Mellott, to go into Executive Session to obtain confidential legal advice from the Board's attorney. The motion carried 7-0. Open session reconvened at 10:02 a.m.

The Board began deliberations and determined that a complaint and a request for an investigation are one in the same. The Board began discussing agenda item #18.

18. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION REGARDING RENEWAL APPLICATION QUESTION PERTAINING TO WHETHER A LICENSEE IS UNDER INVESTIGATION

Board members deliberated and suggested making changes to the renewal question. Dr. Olvey provided a summary of the questions on the renewal application. Additionally, Dr. Olvey stated that the questions required on the renewal application are included in Board rule. It was the consensus of

the Board to direct Board staff to work with the Board's attorney on making changes to the renewal question and bring it to a future meeting of the Board for review. After deliberation, Dr. Wechsler made a motion, seconded by Dr. Bohanske, to cease using the term "Request for Investigation (RFI)" on all documentation. The motion carried 7-0.

19. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION RELATING TO CALENDAR OF MEETINGS FOR 2017 AND ROTATION OF BOARD MEMBERS SERVING ON THE APPLICATION REVIEW COMMITTEE AND COMPLAINT SCREENING COMMITTEE

Dr. Olvey provided a summary stating that the 2017 meeting calendar and Committee rotation is before the Board for review and consideration. Board members indicated no concerns with the 2017 meeting calendar or Committee rotations.

20. NEW AGENDA ITEMS FOR FUTURE MEETINGS

Board members requested that the draft Substantive Policy Statement pertaining to direct patient/client contact as it relates to preinternship come before the Board for review. Board members requested that changes to the renewal questions come before the Board for review.

21. ADJOURN

There being no further business to come before the Board, Dr. Brundage made a motion, seconded by Ms. Shreeve, to adjourn the meeting at 10:18 a.m. The Motion carried 7-0.

Respectfully submitted,

Janice K. Brundage, Ph.D. Secretary